

CHAPTER NO. 125

HOUSE BILL NO. 3315

By Representative Buck

Substituted for: Senate Bill No. 3300

By Senator Burks

AN ACT to amend Chapter 486 of the Private Acts of 1941; as amended by Chapter 263 of the Private Acts of 1957; Chapter 365 of the Private Acts of 1959; Chapter 85 of the Private Acts of 1963; Chapter 145 of the Private Acts of 1986 and Chapter 74 of the Private Acts of 1991; and any other acts amendatory thereto, relative to the charter of the City of Smithville.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 486 of the Private Acts of 1941, as amended by Chapter 365 of the Private Acts of 1959, and any other acts amendatory thereto, relative to the charter of the City of Smithville, is amended in Section 3 by adding the following language to the end thereto:

In addition to the powers provided in this section, the City of Smithville, Tennessee, shall also have the right to exercise all powers provided in Tennessee Code Annotated, Section 6-2-201.

SECTION 2. Chapter 486 of the Private Acts of 1941, as amended by Chapter 263 of the Private Acts of 1957, Chapter 85 of the Private Acts of 1963, Chapter 145 of the Private Acts of 1986 and Chapter 74 of the Private Acts of 1991, and any other acts amendatory thereto, is further amended in Section 5 by deleting the language "21 years of age" and by substituting instead the language "eighteen (18) years of age".

SECTION 3. Chapter 486 of the Private Acts of 1941, as amended, is further amended in Section 5 by deleting the following language in its entirety:

That from and after the First Monday after the First Tuesday in February, 1965, the Mayor of the City of Smithville, Tennessee, shall be paid a salary, in addition to other compensation or expenses heretofore provided, in the sum of Two Hundred Dollars (\$200.00) per month, said sum representing the approximate out-of-pocket expenses incurred by said Mayor.

and by substituting instead the following:

The compensation for the Mayor shall be set by the Board of Aldermen each year by ordinance to be effective July 1 of each year. Such compensation shall be in addition to any out-of-pocket expenses incurred by such official. Such compensation shall not exceed the sum of one thousand dollars (\$1,000) per month.

SECTION 4. Chapter 486 of the Private Acts of 1941, as amended, is further amended adding the following language to the end of the paragraph in Section 5 which ends in the sentence "Said ordinance or ordinances shall comply with the due process requirements of both the federal and state constitutions.":

All employees and appointed officials of the City shall be rehired and/or reappointed each year absent their discharge for "cause" as referred to herein.

SECTION 5. Nothing in this act shall be construed as having the effect of altering the salary of any incumbent prior to the end of the term for which such public officer was elected.

SECTION 6. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Legislative Body of the City of Smithville. Its approval or nonapproval shall be proclaimed by the presiding officer of the City of Smithville and certified to the Secretary of State.


SECTION 7. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 6.

PASSED: May 15, 2000


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 24th day of May 2000


DON CONQUIST, GOVERNOR